

UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF WISCONSIN

MARY HALEY et al.,

Case No. 14-cv-99

Plaintiffs,

v.

KOLBE & KOLBE MILLWORK CO., INC.,

Defendant,

and

FIREMAN'S FUND INSURANCE COMPANY,
INC., et al.,

Intervenors.

**DEFENDANT KOLBE & KOLBE MILLWORK CO., INC.'S MOTION TO EXCLUDE
PLAINTIFFS' EXPERT WITNESSES UNDER FEDERAL RULE OF EVIDENCE 702**

Defendant Kolbe & Kolbe Millwork Co., Inc. ("Kolbe") hereby moves this Court for an order excluding Plaintiffs' expert witnesses under Federal Rule of Evidence 702, because their opinions are unreliable and/or unhelpful for the jury in this matter. Kolbe brings this motion now because its challenges to the Plaintiffs' proposed experts bear on issues relevant to class certification, and therefore challenges to their admissibility should be addressed at the class certification stage. *See Am. Honda Motor Co. v. Allen*, 600 F.3d 813, 815-16 (7th Cir. 2010); *West v. Prudential Secs., Inc.*, 282 F.3d 935, 938 (7th Cir. 2002).

The grounds for excluding Plaintiffs' experts are set forth in Kolbe's brief in support of this motion.

Dated this 4th day of September, 2015.

s/ Gordon Davenport III

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